

03-27-06

AF  
SPW

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

|   |                      |                     |           |
|---|----------------------|---------------------|-----------|
| <b>TRANSMITTAL FORM</b><br>(to be used for all correspondence after initial filing) | Application Number   | 09/972,465          |           |
|   | Filing Date          | October 5, 2001     |           |
|   | First Named Inventor | Lowell, Wilhelm     |           |
|   | Group Art Unit       | 2644                |           |
|   | Examiner Name        | Tran, Con P.        |           |
| Total Number of Pages in This Submission  | 14                   | Attorney Docket No. | 75449.007 |

**ENCLOSURES (check all that apply)**

|  |   |  |
|--|---|--|
| <input type="checkbox"/> Charge Deposit Account -08-3460<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment / Reply<br><input checked="" type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declarations(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53<br><input type="checkbox"/> Petition For Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b)) | <input type="checkbox"/> Assignment Papers (for an Application)<br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input type="checkbox"/> Request To Rescind Previous Nonpublication Request<br><input type="checkbox"/> Response to Notice of Allowability<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>Return Receipt Postcard |
| Remarks: <input checked="" type="checkbox"/> Commissioner is hereby authorized to charge fees in this application and any fees which may be required, or any overpayment, to Deposit Account 08-3460. I have enclosed a duplicate copy of this sheet<br><input type="checkbox"/> Amount: \$  |   |  |

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

|                         |                    |
|-------------------------|--------------------|
| Firm or Individual Name | Rebecca J. Brandau |
| Signature               |                    |
| Date                    | March 24, 2006     |

**CERTIFICATE OF EXPRESS MAILING**  
Express Mail No. EV331017865US

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to: MAIL STOP AF Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Date: 03/24/06

|                       |                 |      |                |
|-----------------------|-----------------|------|----------------|
| Typed or printed name | Donna M. Tucker |      |                |
| Signature             |                 | Date | March 24, 2006 |

This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Please type a plus sign (+) inside this box → ☐

PTO/SB/05 (03-01)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

|   |                            |                       |  |
|---|----------------------------|-----------------------|--|
| <b>Express Mail No.:EV331017865US</b>   | <b>Attorney Docket No.</b> | 75449.007             | <b>First Inventor:</b> Lowell, Wilhelm |
| <b><u>AMENDMENT TRANSMITTAL LETTER</u></b><br><br><b>Title: <u>Lay-In Tile Speaker System</u></b> |                            | <b>Serial No.</b>     | 09/972,465                             |
|   |                            | <b>Filing Date</b>    | October 5, 2001                        |
|   |                            | <b>Examiner</b>       | Tran, Con P.                           |
|   |                            | <b>Group Art Unit</b> | 2644                                   |

**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

Transmitted herewith is an amendment in the above-identified application.

☐ Large Entity Status

☒ Small Entity status of this application has been established under 37 CFR 1.27

The fee has been calculated and is transmitted as shown below.

| CLAIMS AS AMENDED - PART II |   |                                  |            |                                    |               | SMALL ENTITY X   |                | OTHER THAN SMALL ENTITY |                |
|-----------------------------|---|----------------------------------|------------|------------------------------------|---------------|------------------|----------------|-------------------------|----------------|
|                             | (Column 1)  |                                  | (Column 2) | (Column 3)                         |               |                  |                |                         |                |
| AMENDMENT                   |   | CLAIMS REMAINING AFTER AMENDMENT |            | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE             | ADDITIONAL FEE | RATE                    | ADDITIONAL FEE |
|                             | Total (37 CFR 1.16(c))  | 19                               | Minus      | 20                                 | = 0           | x \$25.00=       | \$ 0.00        | x \$50.00=              | \$ 0.00        |
|                             | Independent (37 CFR 1.16(b))                                    | 3                                | Minus      | 3                                  | = 0           | x \$100.00=      | \$ 0.00        | x \$200.00=             | \$ 0.00        |
|                             | FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d)) |                                  |            |                                    |               | x \$180.00=      |                | x \$360.00=             |                |
|                             |   |                                  |            |                                    |               | TOTAL ADDIT. FEE | \$ 0.00        | TOTAL ADDIT. FEE        | \$ 0.00        |

\* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.  
\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".  
\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".  
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

- ☐ Petition of Extension of Time.
- ☒ No additional fee is required for amendment.
- ☐ A check in the amount of \$ \_\_\_\_\_ is enclosed.
- ☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. 08-3460.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 08-3460.  
I have enclosed a duplicate copy of this sheet.
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 C.F.R. 1.17.

  
Signature


Date: March 24, 2006

Rebecca J. Brandau, 33,654  
Husch & Eppenberger, LLC  
190 Carondelet Plaza  
St. Louis, MO, 63105  
314-480-1500  
314-480-1505 FAX

Custom No.: 029493

**Certificate of Express Mail Under 37 CFR 1.10**

I hereby certify that these documents are being deposited on March 24, 2006 with the U.S. Postal Service as Express Mail Label No. EV331017865US under 37 CFR 1.10 and is addressed to MAIL STOP AF, Commissioner for Patents, Alexandria, VA 21313-1450

Signature: 

Type Name: Donna M. Tucker



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|                                 |                             |
|---------------------------------|-----------------------------|
| Application of: Lowell et al.   | Group No.: 2644             |
| Serial No.: 09/972,465          | Atty. Docket No.: 75449.007 |
| Filed: October 5, 2001          |                             |
| For: Lay-In Tile Speaker System | Examiner: Tran, Con P.      |

**REPLY UNDER 37 CFR 1.116  
EXPEDITED PROCEDURE  
TECHNOLOGY CENTER 2125**

**MAIL STOP AF**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT and RESPONSE B, AFTER FINAL REJECTION**

HONORABLE SIR:

Responsive to the official communication of January 25, 2006, Applicants submit the following Amendments and Remarks, which submissions are mailed within two months of the date of mailing of the Final Rejection. It is not believed that extensions of time are required beyond those that may otherwise be provided for in documents accompanying this Amendment. However, in the event that additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned for under 37 C.F.R. § 1.136(a), and any fees required therefore are hereby authorized to be charged to our Deposit Account 08-3460.

***Amendments***

In accordance with 37 CFR §1.121 and 37 CFR §1.116, please amend the above-identified application as set forth below.